

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

FRANK BLAIR, an individual, §
§
Plaintiff, §
§
v. § CIVIL ACTION NO. 06-651-MEF
AETNA LIFE INS COMPANY, §
AMERICOLD LOGISTICS, LLC, §
DAWN SANFORD, et al. §
Defendants. §

**PLAINTIFF'S MOTION FOR EXTENSION OF TIME
TO RESPOND TO DEFENDANTS' MOTION TO DISMISS**

Come now the plaintiff, by and through his counsel of record, and files this Motion for Extension of Time to Respond to Defendants' Motion to Dismiss or, in the Alternative, Motion for Summary Judgment. In support of said motion, plaintiff would show the Court the following:

1. This lawsuit was filed on June 14, 2006 in the Circuit Court on Montgomery County, Alabama.
2. Defendants filed a Notice of Removal on or about June 21, 2006.
3. Contemporaneously with the filing of their Notice of Removal, Defendants filed a Motion to Dismiss or, in the Alternative, Motion for Summary Judgment.
4. By order dated July 27, 2006, this Honorable Court ordered the plaintiff to file a response to the motion to dismiss on or before August 10, 2006.
5. In order to fully and adequately respond to the motion to dismiss, it is necessary for plaintiff's counsel to meet with plaintiff and discuss the issues set forth in defendants' motion to dismiss.
6. As of the filing of this motion, plaintiff's counsel has not been able to schedule this meeting.

WHEREFORE, PREMISES CONSIDERED, plaintiff respectfully requests a ten (10) day extension of time in order to respond to defendants' motion to dismiss or, in the alternative, motion for summary judgment, in the above entitled and numbered cause.

Respectfully submitted:

/S/Ralph Bohanan, Jr.

RALPH BOHANAN, JR. (BOH-002)
Attorney for Plaintiff

OF COUNSEL:

BOHANAN & KNIGHT, P.C.
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CERTIFICATE OF SERVICE

I do hereby certify that on the 4th day of August, 2006, a true and correct copy of the foregoing pleading was served on all counsel of record by hand delivery or by placing a copy of same in the United States Mail, First Class Postage Prepaid, to:

AETNA LIFE INSURANCE COMPANY
AMERICOLD LOGISTICS, LLC
DAWN SANFORD
James S. Christie, Jr., Esq.
Amelia Driscoll, Esq.
Bradley Arant
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/S/Ralph Bohanan, Jr.

OF COUNSEL